



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Shin-Ichi Funahashi et al. Art Unit : 1646
Serial No. : 09/502,698 Examiner : P. Mertz
Filed : February 11, 2000
Title : PROTEIN HAVING PDZ DOMAIN SEQUENCE

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Commissioner for Patents
Washington, D.C. 20231

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RESPONSE

In response to the action mailed June 4, 2002, Applicants respectfully request entry of the following amendments and remarks:

IN THE CLAIMS:

Please cancel claims 1, 2, 4, and 5, without prejudice.

REMARKS

The remarks are in response to the Final Office Action mailed June 4, 2002. Claims 1, 2, 4, and 5 have been canceled without prejudice to Applicants' right to prosecute the canceled subject matter in any divisional, continuation, continuation-in-part, or other application. No amendments to the claims have been made. Accordingly, no new matter has been introduced by the present response.

I. REJECTION UNDER 35 U.S.C. §101

Claims 1-5 and 35-37 stand rejected under 35 U.S.C. §101 as allegedly not supported by a specific and substantial asserted utility or a well-established utility. Applicants respectfully traverse this rejection.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Date of Deposit

October 4, 2002

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